

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: |) | Group Art Unit: 3771 |
| |) | |
| PFLUEGER, D. Russell, et al. |) | |
| |) | |
| Serial No.: 10/541,255 |) | Examiner: Clinton T. Ostrup |
| |) | |
| Filed: March 27, 2006 |) | |
| |) | |
| For: APPARATUS AND METHODS FOR |) | |
| TREATING SLEEP APNEA |) | |
| _____ |) | |

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO OFFICE ACTION

Dear Sir/Madam:

In response to the Office Action mailed February 3, 2009, please amend the above-identified application as follows:

CERTIFICATE OF TRANSMISSION

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted to Mail Stop Amendment, Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450 on the date shown below via the USPTO EFS-Web filing system.

July 9, 2009

Date of transmission

/patricia j. english/

Patricia J. English